
**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BRANDON M. WILBORN
Plaintiff

v.

MATTHEW WHITAKER, *et al.*
Defendants

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:
:
:
:
:

Civil Action No. 18-3597

PLAINTIFF’S CORRECTED¹ NOTICE OF SUPPLEMENTAL AUTHORITY


In outright defiance of this Court’s Order and Decision of August 5, 2019 (Docs. 21, 22), now 129 days later and after declaring in their brief that the “undersigned counsel informed counsel for Wilborn that Wilborn’s Section 302 commitment *would no longer trigger a federal prohibition*” (Doc. 28 at 4 (emphasis added)), the Defendants have denied Mr. Wilborn, on the basis of his Section 302 evaluation and treatment, his attempted purchase of a firearm, as reflected on the attached denial of December 12, 2019.² In addition to all the reasons specified in Plaintiff’s Motion for Declaratory and Injunctive Relief (Doc. 27) and briefs in support (Docs. 27-1, 29), this action on behalf of the Defendants is not only incredulous but necessitates this Court granting the relief requested and holding the Defendants in contempt.

¹ The original notice failed to attach the FBI’s specific response as to the basis, which is included in this corrected filing.

² The undersigned has redacted his SSN and DOB, but can provide an unredacted version to the Court or opposing counsel.

Dated: December 13, 2019

Respectfully Submitted,


Joshua Prince, Esq.
Attorney Id. No. 306521

Civil Rights Defense Firm, P.C.
646 Lenape Rd
Bechtelsville, PA 19505
888-202-9297
610-400-8439 (fax)

Attorney for Plaintiff

Search Request Details

The following is a list of detailed information for the selected transaction.

NTN	101657J0H
Created Date	12/12/19 4:54 PM
Expiration Date	1/11/20 4:54 PM
Last Name	wilborn
First Name	brandon
Middle Name	matthew
Cadence (Ex. Jr., Sr., III)	Not Supplied
Gender	M
Height	Not Supplied
Weight	Not Supplied
Race and/or Ethnicity	W
Date of Birth	██████████
Place of Birth	TX
Social Security No	██████████
UPIN	Not Supplied
Miscellaneous No	DL-ZI509212F
Miscellaneous Field	
State of Residence	ID
Citizenship	C
Country of Citizenship	US
Country of Citizenship 2	Not Supplied
Country of Citizenship 3	Not Supplied
Purpose ID	1
Submitted By	sue.m.souders
Retrieved By	sue.m.souders
Retrieved Date	12/12/19 4:54 PM
Status	Denied
Status Date	12/12/2019 4:54 PM

BRANDON MATTHEW WILBORN



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U.S. Department of Justice

Federal Bureau of Investigation

Clarksburg, WV 26306
December 12, 2019

BRANDON MATTHEW WILBORN
2821 N LAWSON PL
MERIDIAN, ID 83646

RE: Request for Reason(s) for Firearm-Related Denial
Submitted December 12, 2019
NTN: 1016S7J0H
STN: None Provided

Dear Brandon Wilborn:

This responds to your request for the reason(s) for your firearm-related denial. The descriptive information you provided the Federal Firearms Licensee was compared to and matched information in a prohibiting record(s) containing a similar name and descriptive information. The reason(s) for your denial is/are designated in the enclosure.

If you wish to challenge the accuracy of the prohibiting record(s) identified in the enclosure, please visit our website at <<https://www.edo.cjis.gov>> for more information.

Biometric Services Section
Criminal Justice Information
Services Division

Enclosure

BRANDON MATTHEW WILBORN

C9418919346

Title 18, United States Code (U.S.C), Section 922(g)(4): “A person who has been adjudicated as a mental defective or who has been committed to a mental institution.” Please note that this standard may be met in a number of ways, including but not limited to:

- A formal ruling by a Court or other proper authority that an individual either lacks mental capacity to manage his or her own affairs or is a danger to self or others, due to mental illness, incompetency, condition or disease, or very low intelligence
- A finding, by a Court or jury, that an individual was not guilty of criminal charges due to mental incapacity or infirmity, or that the individual was guilty but mentally ill, or that such charges against the individual should be dismissed for mental health reasons
- An order of a Court or other proper authority directing an individual to receive treatment for a mental health condition, whether inpatient or outpatient, which for purposes of this statute constitutes being “committed to a mental institution”

In addition, please note that your agreement to the entry of any such order, ruling, or finding would not make the 18 U.S.C. §922(g)(4) prohibitor invalid.

CERTIFICATE OF SERVICE

I, Joshua Prince, Esq., of Civil Rights Defense Firm, P.C. hereby certify that I served a copy of the *Plaintiff's Notice of Supplemental Authority*, through the Court's ECF system, as follows:

David Degnan, Esq.
615 Chestnut Street
Philadelphia, PA 19106
Paul.Koob@usdoj.gov

Civil Rights Defense Firm, P.C.

Date: December 13, 2019

By:

A handwritten signature in blue ink, appearing to read "Joshua Prince", is written over a horizontal line.

Joshua Prince, Esq.
Attorney Id. No. 306521

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